

## Department of State

## §41.12

### §41.12 Classification symbols.

A visa issued to a nonimmigrant alien within one of the classes described in this section shall bear an ap-

propriate visa symbol to show the classification of the alien. The symbol shall be inserted in the space provided on the visa. The following visa symbols shall be used:

#### NONIMMIGRANTS

Symbol	Class	Section of law
A1 .....	Ambassador, Public Minister, Career Diplomat or Consular Officer, or Immediate Family.	101(a)(15)(A)(i).
A2 .....	Other Foreign Government Official or Employee, or Immediate Family.	101(a)(15)(A)(ii).
A3 .....	Attendant, Servant, or Personal Employee of A1 or A2, or Immediate Family.	101(a)(15)(A)(iii).
B1 .....	Temporary Visitor for Business .....	101(a)(15)(B).
B2 .....	Temporary Visitor for Pleasure .....	101(a)(15)(B).
B1/B2 .....	Temporary Visitor for Business & Pleasure .....	101(a)(15)(B).
C1 .....	Alien in Transit .....	101(a)(15)(C).
C1/D .....	Combined Transit and Crewmember Visa .....	101(a)(15)(C) and (D).
C2 .....	Alien in Transit to United Nations Headquarters District Under Sec. 11.(3), (4), or (5) of the Headquarters Agreement.	101(a)(15)(C).
C3 .....	Foreign Government Official, Immediate Family, Attendant, Servant or Personal Employee, in Transit.	212(d)(8).
D .....	Crewmember (Sea or Air) .....	101(a)(15)(D).
E1 .....	Treaty Trader, Spouse or Child .....	101(a)(15)(E)(i).
E2 .....	Treaty Investor, Spouse or Child .....	101(a)(15)(E)(ii).
E3 .....	Australian Treaty Alien Coming to the United States Solely to Perform Services in a Specialty Occupation.	101(a)(15)(E)(iii).
E3D .....	Spouse or Child of E3 .....	101(a)(15)(E)(iii).
E3R .....	Returning E3 .....	101(a)(15)(E)(iii).
F1 .....	Student in an academic or language training program .....	101(a)(15)(F)(i).
F2 .....	Spouse or Child of F1 .....	101(a)(15)(F)(ii).
F3 .....	Canadian or Mexican national commuter student in an academic or language training program.	101(a)(15)(F)(iii).
G1 .....	Principal Resident Representative of Recognized Foreign Government to International Organization, Staff, or Immediate Family.	101(a)(15)(G)(i).
G2 .....	Other Representative of Recognized Foreign Member Government to International Organization, or Immediate Family.	101(a)(15)(G)(ii).
G3 .....	Representative of Nonrecognized or Nonmember Foreign Government to International Organization, or Immediate Family.	101(a)(15)(G)(iii).
G4 .....	International Organization Officer or Employee, or Immediate Family.	101(a)(15)(G)(iv).
G5 .....	Attendant, Servant, or Personal Employee of G1 through G4, or Immediate Family.	101(a)(15)(G)(v).
H1B .....	Alien in a Specialty Occupation (Profession) .....	101(a)(15)(H)(i)(b).
H1B1 .....	Chilean or Singaporean National to Work in a Specialty Occupation.	101(a)(15)(H)(i)(b1).
H1C .....	Nurse in Health Professional Shortage Area .....	101(a)(15)(H)(i)(c).
H2A .....	Temporary Worker Performing Agricultural Services Unavailable in the United States.	101(a)(15)(H)(ii)(a).
H2B .....	Temporary Worker Performing Other Services Unavailable in the United States.	101(a)(15)(H)(ii)(b).
H3 .....	Trainee .....	101(a)(15)(H)(iii).
H4 .....	Spouse or Child of Alien Classified H1B/B1/C, H2A/B/R, or H-3.	101(a)(15)(H)(iv).
I .....	Representative of Foreign Information Media, Spouse and Child.	101(a)(15)(I).
J1 .....	Exchange Visitor .....	101(a)(15)(J).
J2 .....	Spouse or Child of J1 .....	101(a)(15)(J).
K1 .....	Fiance(e) of United States Citizen .....	101(a)(15)(K)(i).
K2 .....	Child of Fiance(e) of U.S. Citizen .....	101(a)(15)(K)(iii).
K3 .....	Spouse of U.S. Citizen Awaiting Availability of Immigrant Visa.	101(a)(15)(K)(ii).
K4 .....	Child of K3 .....	101(a)(15)(K)(iii).
L1 .....	Intracompany Transferee (Executive, Managerial, and Specialized Knowledge Personnel Continuing Employment with International Firm or Corporation).	101(a)(15)(L).
L2 .....	Spouse or Child of Intracompany Transferee .....	101(a)(15)(L).
M1 .....	Vocational Student or Other Nonacademic Student .....	101(a)(15)(M)(i).

## NONIMMIGRANTS—Continued

Symbol	Class	Section of law
M2 .....	Spouse or Child of M1 .....	101(a)(15)(M)(ii).
M3 .....	Canadian or Mexican National Commuter Student (Vocational Student or Other Nonacademic Student).	101(a)(15)(M)(iii).
N8 .....	Parent of an Alien Classified SK3 or SN3 .....	101(a)(15)(N)(i).
N9 .....	Child of N8 or of SK1, SK2, SK4, SN1, SN2 or SN4 .....	101(a)(15)(N)(ii).
NATO 1 .....	Principal Permanent Representative of Member State to NATO (including any of its Subsidiary Bodies) Resident in the U.S. and Resident Members of Official Staff; Secretary General, Assistant Secretaries General, and Executive Secretary of NATO; Other Permanent NATO Officials of Similar Rank, or Immediate Family.	Art. 12, 5 UST 1094; Art. 20, 5 UST 1098.
NATO 2 .....	Other Representative of Member State to NATO (including any of its Subsidiary Bodies) including Representatives, Advisers, and Technical Experts of Delegations, or Immediate Family; Dependents of Member of a Force Entering in Accordance with the Provisions of the NATO Status-of-Forces Agreement or in Accordance with the Provisions of the "Protocol on the Status of International Military Headquarters"; Members of Such a Force if Issued Visas.	Art. 13, 5 UST 1094; Art. 1, 4 UST 1794; Art. 3, 4 UST 1796.
NATO 3 .....	Official Clerical Staff Accompanying Representative of Member State to NATO (including any of its Subsidiary Bodies), or Immediate Family.	Art. 14, 5 UST 1096.
NATO 4 .....	Official of NATO (Other Than Those Classifiable as NATO1), or Immediate Family.	Art. 18, 5 UST 1098.
NATO 5 .....	Experts, Other Than NATO Officials Classifiable Under NATO4, Employed in Missions on Behalf of NATO, and their Dependents.	Art. 21, 5 UST 1100.
NATO 6 .....	Member of a Civilian Component Accompanying a Force Entering in Accordance with the Provisions of the NATO Status-of-Forces Agreement; Member of a Civilian Component Attached to or Employed by an Allied Headquarters Under the "Protocol on the Status of International Military Headquarters" Set Up Pursuant to the North Atlantic Treaty; and their Dependents.	Art. 1, 4 UST 1794; Art. 3, 5 UST 877.
NATO 7 .....	Attendant, Servant, or Personal Employee of NATO1, NATO2, NATO3, NATO4, NATO5, and NATO6 Classes, or Immediate Family.	Arts. 12–20, 5 UST 1094–1098.
O1 .....	Alien with Extraordinary Ability in Sciences, Arts, Education, Business or Athletics.	101(a)(15)(O)(i).
O2 .....	Alien Accompanying and Assisting in the Artistic or Athletic Performance by O1.	101(a)(15)(O)(ii).
O3 .....	Spouse or Child of O1 or O2 .....	101(a)(15)(O)(iii).
P1 .....	Internationally Recognized Athlete or Member of Internationally Recognized Entertainment Group.	101(a)(15)(P)(i).
P2 .....	Artist or Entertainer in a Reciprocal Exchange Program ..	101(a)(15)(P)(ii).
P3 .....	Artist or Entertainer in a Culturally Unique Program .....	101(a)(15)(P)(iii).
P4 .....	Spouse or Child of P1, P2, or P3 .....	101(a)(15)(P)(iv).
Q1 .....	Participant in an International Cultural Exchange Program.	101(a)(15)(Q)(i).
Q2 .....	Irish Peace Process Program Participant .....	101(a)(15)(Q)(ii)(I).
Q3 .....	Spouse or Child of Q2 .....	101(a)(15)(Q)(ii)(II).
R1 .....	Alien in a Religious Occupation .....	101(a)(15)(R).
R2 .....	Spouse or Child of R1 .....	101(a)(15)(R).
S5 .....	Certain Aliens Supplying Critical Information Relating to a Criminal Organization or Enterprise.	101(a)(15)(S)(i).
S6 .....	Certain Aliens Supplying Critical Information Relating to Terrorism.	101(a)(15)(S)(ii).
S7 .....	Qualified Family Member of S5 or S6 .....	101(a)(15)(S).
T1 .....	Victim of a Severe Form of Trafficking in Persons .....	101(a)(15)(T)(i).
T2 .....	Spouse of T1 .....	101(a)(15)(T)(ii).
T3 .....	Child of T1 .....	101(a)(15)(T)(ii).
T4 .....	Parent of T1 Under 21 Years of Age .....	101(a)(15)(T)(ii).
T5 .....	Unmarried Sibling Under Age 18 of T1 Under 21 Years of Age.	101(a)(15)(T)(ii).
TN .....	NAFTA Professional .....	214(e)(2).
TD .....	Spouse or Child of NAFTA Professional .....	214(e)(2).
U1 .....	Victim of Criminal Activity .....	101(a)(15)(U)(i).
U2 .....	Spouse of U1 .....	101(a)(15)(U)(ii).
U3 .....	Child of U1 .....	101(a)(15)(U)(ii).
U4 .....	Parent of U1 Under 21 Years of Age .....	101(a)(15)(U)(ii).

## NONIMMIGRANTS—Continued

Symbol	Class	Section of law
U5 .....	Unmarried Sibling Under Age 18 of U1 Under 21 Years of Age.	101(a)(15)(U)(ii).
V1 .....	Spouse of a Lawful Permanent Resident Alien Awaiting Availability of Immigrant Visa.	101(a)(15)(V)(i) or 101(a)(15)(V)(ii).
V2 .....	Child of a Lawful Permanent Resident Alien Awaiting Availability of Immigrant Visa.	101(a)(15)(V)(i) or 101(a)(15)(V)(ii).
V3 .....	Child of a V1 or V2 .....	203(d) & 101(a)(15)(V)(i) or 101(a)(15)(V)(ii).

[73 FR 14929, Mar. 20, 2008]

### Subpart C—Foreign Government Officials

#### §41.21 Foreign Officials—General.

(a) *Definitions.* In addition to pertinent INA definitions, the following definitions are applicable:

(1) *Accredited*, as used in INA 101(a)(15)(A), 101(a)(15)(G), and 212(d)(8), means an alien holding an official position, other than an honorary official position, with a government or international organization and possessing a travel document or other evidence of intention to enter or transit the United States to transact official business for that government or international organization.

(2) *Attendants*, as used in INA 101(a)(15)(A)(iii), 101(a)(15)(G)(v), and 212(d)(8), and in the definition of the NATO-7 visa symbol, means aliens paid from the public funds of a foreign government or from the funds of an international organization, accompanying or following to join the principal alien to whom a duty or service is owed.

(3) *Immediate family*, as used in INA 101(a)(15)(A), 101(a)(15)(G), and 212(d)(8), and in classification under the NATO-1 through NATO-5 visa symbols, means the spouse and unmarried sons and daughters, whether by blood or adoption, who are not members of some other household, and who will reside regularly in the household of the principal alien. “Immediate family” also includes any other close relatives of the principal alien or spouse who:

(i) Are relatives of the principal alien or spouse by blood, marriage, or adoption;

(ii) Are not members of some other household;

(iii) Will reside regularly in the household of the principal alien;

(iv) Are recognized as dependents by the sending Government as demonstrated by eligibility for rights and benefits, such as the issuance of a diplomatic or official passport and travel and other allowances, which would be granted to the spouse and children of the principal alien; and

(v) Are individually authorized by the Department.

(4) *Servants and personal employees*, as used in INA 101(a)(15)(A)(iii), 101(a)(15)(G)(v), and 212(d)(8), and in classification under the NATO-7 visa symbol, means aliens employed in a domestic or personal capacity by a principal alien, who are paid from the private funds of the principal alien and seek to enter the United States solely for the purpose of such employment.

(b) *Exception to passport validity requirement for aliens in certain A, G, and NATO classes.* A nonimmigrant alien for whom the passport requirement of INA 212(a)(7)(B)(i)(I) has not been waived and who is within one of the classes:

(1) Described in INA 101(a)(15)(A)(i) and (ii); or

(2) Described in INA 101(a)(15)(G)(i), (ii), (iii), and (iv); or

(3) NATO-1, NATO-2, NATO-3, NATO-4, or NATO-6 may present a passport which is valid only for a sufficient period to enable the alien to apply for admission at a port of entry prior to its expiration.

(c) *Exception to passport validity requirement for foreign government officials in transit.* An alien classified C-3 under INA 212(d)(8) needs to present only a valid unexpired visa and a travel document which is valid for entry into a foreign country for at least 30 days from the date of application for admission into the United States.